G R S 58]

Previous references
Jul 1914-12 & 1-5 B Jany 1914 — 1913.
(Municipal)

Later references

Jul File No 61-15-

Serial Nos 1+2

Present to 23/12/15

GENERAL AND REVENUE SECRETARIAT

Serial Nos 1+2

Part B for August 1915-

SUBJECT

Transfer of the Balance of the "Jubilee Fund" raised at Chitaldrug, to the District Committee of the Economic Conference and opening an Account Book for it

To the Dy Commr Chitaldrug &c
No 853 dt 14 8 15-

Records the correspondence about the transfer of the Balance of the "Jubilee Fund" with certain observations.

GPS—10,000—23-8-15

Jul Dasan 19/8/15-

G R S 11] 1915-16

GENERAL AND REVENUE SECRETARIAT

(Jud.)

NOTES

File No 61-15

FILE HEADING

"Jubilee Fund," Chitaldrug District.

From

The Dy Comr, Chitaldrug Dt.

No 39 Dated 20 7 15 Received 24-9-15

Diary No. 265	Enclos	Spare Copies	Serial No 1

BRIEF ABSTRACT OF LETTER

Ref to the correspondence ending with this Office Letter No 7102/Jud 194-12-5 dt 21 1 14, stating that as directed by the District Bd, the balance of the Jubilee Fund amounting to Rs 198-5-3 was made over to the District Committee of the Economic Conference to form the kernel nucleus of the District Committee Fund and that the amount was deposited in the Post Savings Bank at Chitaldrug in the name of the President of the Dt Committee & a cash book was opened for this purpose to account for the receipts &

NOTES AND ORDERS

Submitted for orders with draft — proceedings with certain observations regarding 2775 on account of Rs. 50/- made to the Industrial School at Chitaldrug

NOTES—First Sheet

JPB—20 000—8 8 14

G R S 12]

General and Revenue Secretariat | hd File No 61 of 191 S.-

Serial No

year's total collections - Vide
Serial 4 in Table Collection and 1914-14
this has not been recommended for
in the present communication -

27/7
(2) It seems to me proper to state the
principle now governing such cases so that
there may be no difficulties in future
The subscriptions must admittedly have been
collected for the purpose of suitably commemorating
the Diamond Jubilee. The amounts thus collected
should the subscriptions, and deposited them in
the Savings Bank became thus a trust, and
when the purpose for which the amount was
collected comes to an end after the construction
the fountain, and the remaining funds
do not vest in the trustee, and he can make
no disposal of the same. In the language of
law, there was a resulting trust of
the remaining funds for the contributors
for the purpose, or for their personal
representatives if they are dead. The
view is supported by the decision of Justice
Stirling in the case of Smith v Abbott
In re Abbott Deed (1900) 2 Ch. D. 326
But if it is clearly established that

NOTE—Contn sheet

GPE—25,000 -30-4 15

R S 12]

General and Revenue Secretariat

File No 61 of 1915 — 16

Serial No

the beneficiaries are all dead or that there are no representatives of the beneficiaries or that there is no one in whose favour the trust can result, then the property vests in Government as bona vacantia

3 Again, if we take into consideration the ordinary feelings of a subscriber when he subscribes for such purposes, it may safely be held that the subscriber never intends to reserve or reserves any interest in the amount other than the right to see that the amount collected is utilised for the purpose for which subscriptions were collected the purpose should be considered in such cases to be the "final and exhaustive destination" of all the subscriptions

There also under the ruling of the Courts of Appeal in Cunnack v Edwards, 2 Ch D 679, the remaining funds are bona vacantia and belong to Government

4 Branch II may be consulted as to whether the amount which really belongs to Government should be disposed of as proposed

Secretary)

(5) The Collector (Draft) has already received that

NOTE—Contn sheet.

GPB—2,000—27-3 15

265

G R S 12]

General and Revenue Secretariat

ml File No. 61 of 1915

Serial No

Re Surplus of the fund (vide para 18 of the Note in the Collector below & papers flagged R)

My Lord I still think that B^r II should be consulted

I have no objection

HOT 6/8/15

6 Draft submitted for approval

Eg 7/8

Second Member)

I approved

ccc

10/8

HOT 11/8/15

I Issue

Eg 11/8

NOTE—Contin sheet

GPB—25,000 -20-4 15

5

G R S 12]

General and Revenue Secretariat		Ind File No 61 of 1915
	Serial No	
		9. To the Dy Comr, Chittagong Dt No 1355 G 14-8-15 Records the correspondence with certain observations

NOTE—Contn sheet.

GPB—35,000—20-4-15

6

Office of the Deputy Commissioner,
Chitaldrug District
Dated Chitaldrug, 20th July 1915

From

C. Venkata Rao Esquire B.A.,
Offg: Deputy Commissioner,
C h i t a l d r u g

To

V. R. Thyagaraja Iyer Esquire M.A ,
Secretary to the Govern-ent of
His Highness the Maharaja of Mysore,
Revenue Department
B a n g a l o r e

I R,

Adverting to correspondence ending with your letter No 7102/M1 194-12-5 dated the 21st January 1914 suggesting that a public meeting may be convened to decide as to how the balance of the "Jubilee Fund" amounting to R 198-5-3 raised in the District in connection with the "Diamond Jubilee" of the Late Gracious Majesty, Queen Victoria, Empress of India, may be utilised &c , I have the honor to state that a meeting was accordingly convened on the 17th July 1914 by issuing a notice previously among the residents of the Chitaldrug town and other subscribers to the Fund On this date, the District Board also met and most of the members present said that they could not remember if any of them had subscribed to the Fund But the members of the District Board who were informally consulted stated that in their opinion the amount may be made over to the District Committee of the Economic Conference to form the nucleus of the District Committee Fund The amount of R 198-5-3 was accordingly taken over and a sum of R 198 deposited on 17th July 1915 in the Government Savings Bank at Chitaldrug (account No 1478) in the name of the President of the District Committee and a cash book opened for this purpose to account for the expenditure

The funds collected are proposed to be utilised to

GPE—160,000—23-7 14

191

From The Secretary Committee Christian Troop Boys

To The Rev. Secretary to the Bangalore

Dated 20
Despatched 21 July 1915
Received
General No 39
No.

Enclosure No

Stating that the balance of Rs 1 has been made over to the Secretary Committee E.C to form the nucleus of the Secretary Committee Fund

the best advantage for purposes calculated to improve the economic condition of the District as may be decided upon by the Committee

I have the honor to be,

S I R,

Your most obedient servant,

Offg Deputy Commissioner,

Chitaldrug District

S.V

MCS

GRS 28] 148

Transfer of the balance of the "Jubilee Fund" at Chitaldrug to the Dt Committee of the Economic Conference.

File No 61-15

Serial No 2

Diary No of letter replied to 265

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT
(Rul.)

READ—

, the 191

Letter No. 39 dated the 20th July 1915 from the Dy Commr, Chitaldrug District reporting, with reference to this Office Cir~~cular~~ No

Date of issue 14-8-15

Signed by Mr G Srinivasachar

~~ORDER THEREON.—No.~~

7102/Rul 1914-12-5 dated the 21st January 1914, that at the instance of the District Board the balance of the "Jubilee Fund" amounting to Rs 198-5-3

over

SUBJECT

GPB—50 000—1 12-12

raised in the District in connection with the "Diamond Jubilee" of Her late Gracious Majesty, Queen Victoria, Empress of India, was made over to the District Committee of the Economic Conference to form the nucleus of the District Committee Fund and that the same would be utilized to the best advantage for purposes of improving the economic condition of the District as may be decided upon by that Committee.

---

order no 1355 mnl 61-15 914-815.

Recorded.

2 out of the total collections, a sum of Rs 50/- is reported to have been advanced to the Industrial School at Chitaldrug, which has not been since accounted for. Steps may be taken either to recover the

wl 61-15-Cal

G R S 27]

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form.*)

the amount or to write it off the accounts if the same is to be unadjustable or irrecoverable

wl 1018

£8
24 | 15 Year Purchase

To

The Dy Comm, Chitaldrug

Dist

27-7-15

GPB—20,000—7-7 14